

26 June 2020

**Circular to creditors**

Dear Sir/Madam

**DECMIL CONSTRUCTION NZ LIMITED (in Liquidation) (Decmil NZ)**

The meeting of creditors occurred Wednesday, 24 June 2020 at 4:00 pm. Approximately 100 creditors out of 250 participated, which is a high participation rate. The large number of participants and documents received will take us some time to process / assess and we are going through this as a matter of priority. We also received a number of forms shortly before closing of the postal ballot which will also need to be reviewed / assessed.

The provisional result of the voting is that neither resolution was passed and therefore I remain the liquidator. Given the questions at the information session, I wish to make it clear that this outcome would be the same irrespective of the vote by Decmil NZ's parent. Accordingly, the position is that my appointment continues under the Companies Act 1993.

In the lead-up to the postal ballot, I was made aware by a number of creditors that Tempest Litigation Funders had contacted creditors numerous times to solicit proxies, that creditors had been led to believe that Tempest / Mr Grant was also the liquidator of Decmil NZ, and that Tempest had offered the potential purchase of their debts if the campaign to replace me succeeded. It is unfortunate that creditors experienced these tactics.

I look forward to providing creditors with details of the resolutions tabled in the near future. This task is being attended to urgently and will be completed as soon as practicable.

**Contacts:**

Eve Switka	<a href="mailto:eswitka@aviorconsulting.com.au">eswitka@aviorconsulting.com.au</a>
Terrence Chong	<a href="mailto:tchong@aviorconsulting.com.au">tchong@aviorconsulting.com.au</a>
Lucy Lowe	<a href="mailto:llowe@aviorconsulting.com.au">llowe@aviorconsulting.com.au</a>
Kelly Meyn	<a href="mailto:kmeyn@aviorconsulting.com.au">kmeyn@aviorconsulting.com.au</a>

Phone: +61 8 6145 0700

Yours faithfully  
**For Decmil NZ**



**Dermott McVeigh**  
Liquidator

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